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**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA**

**FOURTH APPELLATE DISTRICT**

**DIVISION TWO**

THE PEOPLE,

Plaintiff and Respondent,

v.

LAWRENCE ADAM DUNN,

Defendant and Appellant.

E048311

(Super.Ct.No. SWF023948)

ORDER MODIFYING  
OPINION AND DENYING  
PETITION FOR REHEARING  
[NO CHANGE IN JUDGMENT]

**THE COURT:**

The petition for rehearing filed by defendant Lawrence Adam Dunn is denied. It is ordered that the opinion filed herein on October 25, 2010, be modified as follows:

On page 19, at the end of the sentence appearing at lines 12 and 13, which reads, "Therefore, his ineffective assistance of counsel claim fails," a new footnote No. 5 should be added, as follows:

“After issuing our opinion, defendant filed a Petition for Rehearing on the grounds that (1) we failed to address the proper remedy for counsel’s ineffective assistance, and (2) the opinion omits material testimony. Regarding the first ground, we conclude that remand is unnecessary given the status of the evidence. Regarding the second ground, we reject defendant’s claim that the opinion omits material testimony.”

Except for the above modification, the opinion remains unchanged. There is no change in the judgment.

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HOLLENHORST

J.

We concur:

RAMIREZ

P.J.

KING

J.